# SPENCER FLAYED IN CLOSING TALK

H. A. Smith, Special Counsel for the Prosecution, Raps the Polygamist.

MAN ACCUSED BY IVY WALLACE TURNS PALE

Judge Diehl Will Render His Decision in the Case Next Saturday.

Samuel G. Spencer, high Mormon churchman and polygamist, turned pale he listened to the argument of H. A. Smith, special counsel for the prosecution, in Judge Dichl's court Wednesday morning at the conclusion of his preliminary hearing for the alleged attempted ruin of Ivy Wallace,

Mr. Smith's address to the court was a powerful plea for the binding over of the defendant to the District court to answer to the grave charge made against him by the country girl of tender years. He spoke for one hour and fifteen minutes, beginning at 10 o'clock, and when, in his argument, he turned toward Spencer in a terrible arraignment, the defendant's face lost color.

At the conclusion of Mr. Smith's argument Judge Diehl announced that be will take the case under advisement until Saturday morning, at which time he will decide whether to release or bind him over to answer to the higher court.

Mr. Smith's Address.

Briefly, Mr. Smith agreed with the defense that the crime charged is a most shocking one, one of the most remost shocking one, one of the most revolting in the criminal history of the State. The motive back of the girl's accusations could not be a desire to extort money or its equivalent—property—from the defendant, since his offers of money, property, his freedom, even his life, to bush up the case out of court had been spurned by the girl's relatives. The defense contended, he said, that some one other than the defendant must have committed the as sault alleged upon the girl. There was sault alleged upon the girl. There was no sense or reason in looking else where for the seducer when not a breath of suspicion has attached to any other person as the girl's betrayer.

Even the defense admitted that there

as strong evidence that the crime narged had been committed. Mr. nith said. "Why did Ivy Wallace charge this thing as taking place in the presence of others when, if she had wished to perjure herself she might have had it occurring alone with Spencer?" he thundered. He then alluded to the hitherto spotless character and purity of the complainant.

It was difficult to impeach the testi-ony of Spencer and his daughters, r. Smith confessed, but the defense air. Smith confessed, but the decense admitted that he slept with his fifteen year-old daughter one night, the night of the defendant's arrest by Deputy Sheriff's Sperry and Corliss.

Damaging Admissions.

According to Spencer's own testimony the night of his arrest his daughler. Louic, was at the Wallace residence at Granger. Spencer at once
sent his son to Granger to bring the
daughter home, on the grounds that it
was not a fit place for a human being
to be. Mr. Smith argued that Spencer
was guilty, and wanted to get his
daughter from the Wallace home to
keep her from the authorities for fear
sho might give incriminating evidence

enser was a clever ruse on the part of the defendant. If he didn't succeed in gaining his end, he then would have witnesses to offset the testimony of the girl's relatives.

Bishop Spencer testified, Mr. Smith said, that Spencer came to his home to induce him to go to the Bertoch family to get them to intercede with the girl for an interview. At the conference at the Bertoch home the next day Spencer pleaded.

at the Bertoch home the next day Spencer pleaded:

"What do you want? I'll give you money; I'll give you property. You can take my life. You can send me to the penitentiary. You may have humane feelings, though, for some of you or your children may go astray yourselves some day."

Fell on Knees to Mother.

Soon after this outburst, Mr. Smith said. Spencer entered the house, and, falling on his knees, pleaded with the girl's grandmother to intercede for him to stop the prosecution. "Do you suppose that this old woman, so aged already that she has one foot in the grave, would come into this court and

grave, would come into this court and testify falsely against her dead sister's son In this matter?' asked Mr. Smith.
Mr. Smith brought out prominently one of the strongest bits of evidence against Spencer, the testimony of Sheriff Emery and his deputy. Sperry, that Louic Spencer, at the Wallace bome the night of her father's arrest, admitted that Spencer had slept with her within ten days previously.

He said that Sheriff Emery had kind by told the girl that he was the Sheriff, and, without attempting to intimidate her into giving damaging con-

timidate her into giving damaging con-fessions against her father, as is done and excused in many instances, had asked her to tell him all of the truth sked her to tell him all of the truth she knew about the charges against her male parent. That the Sheriff and his deputy beat Spencer's son to the Wal-lace home was another point made by the attorney.

Explodes Criticism of Sheriff.

By quoting from section 4637 of the By quoting from section 4637 of the revised statutes of 1898, as to when an officer may make an arrest with or without a warrant, Mr. Smith took the force out of the defense's criticism of Deputy Sheriffs Sperry and Corliss for arresting Sperreer without a warrant at night. Paragraphs 4 and 5 say that an officer may make an arrest. "On a charge made upon reasonable."

## UTAH GETS ITS SHARE OF INCOMING ALIENS

More Than Four Thousand Foreigners Come to State During Twelvemonth.

The State Bureau of Statistics has com oiled some interesting figures regarding the aliens who arrived in the United States from June 30, 1906, to June 30, 1307, with Utah as their objective point From the annual report of the Commis doner-General of Immigration for the sioner-General of Immigration for the year ended June 30, 1997, 1,285,349 for-eigners landed upon our shores. This was an increase of 184,814 over the preceding year, and of the total number 2111 an-nounced Utah as the place where they expected to reside. For the preceding year 2751 came to Utah. The nationality of the 4211 immigrants is given as fol-lows:

lows:
Bohemian, 1. Bulgarians, Servians and Montenegrins, 18. Chinese, 4: Croatian and Slavonian, 376: Dalmatian, Bosnian and Herzegovinian, 13; Dutch and Flemish, 166; English, 739; Finnish, 106; French, 29; German, 249; Greek, 842; Hebrew, 20; Irish, 75; Italians (north), 56; Japanese, 24; 56; Japanese, 24; 606; Italians (south), 265; Japanese, 24; Maygar, 11; Pollsh, 1; Roumanian, 1; Scandinayians (Danes, Norweglans and Swedes), 446; Scotch, 84; Slovak, 10; Spanish, 8; Syrian, 10; Welsh, 7; other peoples, 2; total, 4211. Por nine months ending June 30, 1907 one petition for naturalization was filed in the Federal court, and fifty-six in the

For the same period the Federal court issued 4 and the State courts 182 certificates of naturalization.

Five petitions for naturalization were denied by the State courts during the period above quoted

### SAYS SPOUSE MADE THREAT OF MURDER

Woman Asks Release From Husband She Says Is Abusive and Neglectful.

Sarah A. Briggs says that John Briggs. her husband, has not treated her as wife should be treated and she accordingly asks the Third District court for a decree of divorce. They were married

in May, 1902, and have two children.

Mrs. Briggs says that on July 5, 1907, her husband threatened to kill her. Before this, on May 15, 1905, Mrs. Briggs says, Briggs left home and remained several days, leaving her with a very young child, and falling to leave anything in the house to eat.

It also is alleged that upon numerous ceasions Briggs used abusive language o his wife.

Mrs. Briggs asks for a decree of diorce, \$15 a month allmony, the custody
f the children and the restoration of her
naiden name, Sarah A. McClaren.

### THINGS YOU VALUE

are best kept where no harm can come to them. For \$3.50 a year you can keep them in our danger-proof safe deposit vaults, where every conven-ience and comfort are afforded one and comfort are afforded you and obliging attendants are pleased to serve you. UTAH SAVINGS AND TRUST COMPANY, No. 235 Main Street, in the business heart.

### ANOTHER REQUIREMENT TO

The amendment follows:

The claimant will be required within thirty days after the expiration of the period of newspaper publication to furnish the proofs specified in said paragraph and tender the purchase price of the land. Should the specified proofs and purchase price be not furnished and tendered within this time, the local land officers will thereupon reject the application, subject to appeal. Furthermore, in the exercise of a preference right to purchase no part of the thirty-day period specified herein may extend beyond the year fixed by the statute.

### EXCURSION TO OGDEN

Via O. S. L. Monday, 13th, for Nelson-Clifford boxing contest. Round trip \$1.00. Special at 7:00 p. m. Four other

#### HIGH SCHOOLERS GET READY FOR SEASON

A meeting of the applicants for positions on the high school track team will be held in the high school gymnasium Thursday afternoon at 3 o'clock. The meeting is for the purpose of geiting the "boys" acquainted with their new coach. The services of Coach Annis of Michigan have been secured for the coming season, and preliminary training will begin at once. It is expected that a large delegation will be present at the meeting. The students of the high school held a meeting before the close of school in December, at which officers of the track team for the coming season were elected. Lew Karrick was elected captain of the team and Moyle Gray, manager.

Open for Business.

Not closed, as reported, but running with a good force of men and in a position to do all classes of work in the foundry. Machine and blacksmith line at reasonable rates. We also have in stock a large assortment of structural steel. HYRUM A. SILVER FOUNDRY AND MACHINE CO.

Both phones 3003. Gives Stag Party to Friends.

Morris Critchlow gave a stag party Wednesday night at the home of George R. Hancock, 444 Seventh East, to his friends, Albert Baldwin, Jack Wil-lamson, Fisher Harris, Joseph Samuels, Thomas Walton and Raymond Scran-

say that an officer may make an arrest:

'On a charge, made upon reasonable cause, of the commission of a felony by the party arrested.''

'At night, when there is reasonable cause to believe that he has committed a felony.'

Spencer was palpably nervous and ill at case at the close of the attorney's arraignment. In the six days the trial has consumed he has changed much lie apparently has lost considerable flesh and does not earry the confident because with which he entered the case.

It is very important, and, in fact, it is absolutely necessary to health that we give relief to the stomach promptly at the first signs of trouble. Take something once in a while; especially after meals; something like KODOL For Dyspepsia and Indigestion, It will enable your stomach to do its work properly. Sold by Anstee Brice Drug Co., 44 Main street

Kodak Finishing.

Salt Lake Photo Supply Co., 143

# STOCK INVOLVED WORTH \$550,000 \$

L. C. Van Riper of New York. Plaintiff in Suit, Visits Salt Lake.

C. H. BOTSFORD OF GOLDFIELD IS CONTESTING THE CLAIM

Mr. Van Riper Talks of Present Conditions in the Mining Camp.

L. C. Van Riper of New York, who, with Joseph Hutchinson, formerly Lieutenant-Governor of Idaho, is sulng C. H. Botsford in the District court at Goldfield for profits incident to the transfer to the Goldfield Consolidated of an option on the Combination properties in Nevada and involving stock worth \$550,000, is in Salt Lake City, on his way to the Ne-vada mining town, where the case will come up for trial before Judge O'Brien, January 14 Hutchinson and Van Riper saw an op-

Hutchinson and Van Riper saw an opportunity to negative the apex claims
sitigation between the Mohawk-Jumbo
and the Red Top companies and the Combination, by obtaining an option on the
latter and disposing of it to the other
mines, which subsequently became the
Goldfield Consolidated. Boisford was in
the deal and is charged by Hutchinson
and Van Riper with attempting to appropriate to his own use the profits of
the transfer, consisting of 50,000 shares,
worth \$11 cach. Boisford was served
with an injunction probibiting the transfer of the stock December 30, 1996, and
subsequently attempted to carry the case
into the United States courts, daiming
he was a resident of Los Angeles. This,
according to Van Riper, was successfully contradicted.

Conditions in Goldfield.

Conditions in Goldfield.

Concerning conditions in Goldfield, Mr. Van Riper said:
"I have not been in the camp since the federal troops were sent there, but I believe the strike has been effectively broken and that conditions will remain normal and orderly so long as the soldiers are present. When they leave the miners will revive their guerilla warfare and there will no doubt be considerable trouers will revive their guerilla warfare and there will no doubt be considerable trouble. There is little probability of disturbances attending the commencement of work by the imported men because the members of the Western Federation and the I. W. W. are too wise to start anything while the troops are in the camp. They are not, as a matter of fact, strong enough to repeat the Cocur d'Alene troubles, but they will make Goldfield miserable so soon as the soldiers are withdrawn.

drawn.
"The chief trouble is that the Legis-lature is thoroughly in sympathy with the strikers, many of its members being in some way connected with the industrial organizations. For that reason there was scarcely need to call a special session, and in truth, the impending session will very probably prove nil. It is absolutely necessary that a State law be passed aunecessary that a State law be passed au-thorizing the policing of the various camps in the event of trouble, but the outlook is at best discouraging."

Control of a Railroad. Control of a Railroad.

Mr. Van Riper a year ago is said to have lost \$100,000 in an effort to obtain the control of the Pacific & Idaho Northern railway, which runs seventy-six miles from Welser to Evergreen. Ida. The story has it that Van Riper put up \$100,000, which was to be used to pay the debts of the road, and to begin the construction of an extension, but when he went to procure his stock he found it had been transferred to a third party to preven his getting control of the line. He tried to win out by suing in Idaho courts for a judgment against the road, but was unsuccessful. He will leave for Goldfield Friday.

daughter from the Wallace home to keep her from the authorities for fear she might give incriminating evidence against him.

The taking of his wife, his son and Bishop H. T. Spencer of Pleasant Green to the Bertoch home when he was seeking an interview with his accuracy was a clever ruse on the part of the Mark at the rate of the part of the Mark at the rate of the part of the Mark at the rate of the part of the Mark at the rate of the part of the Mark at the rate of the part of the Mark at the rate of the part of the Mark at the rate of the part of the Mark at the rate of the part of the Mark at the rate of the part of the Mark at the rate of the part of the Mark at the rate of the part of the Mark at the rate of the part of the Mark at the rate of the part of the Mark at the rate of the part of the Mark at the rate of the part of the Mark at the rate of the part of the Mark at the rate of the part of the Mark at the rate of the part of the Mark at the rate of the part of the part of the Mark at the rate of the part of the Mark at the rate of the part of the Mark at the rate of the part of the part of the part of the Mark at the part of th

changed.
F. E. M. GURRIN, President.
F. S. Bascom, M. D.: John Hickey, E.
D. Woodruff, M. D.: W. A. Wilson, Edward McGurrin, R. C. Gemmell, Edward Home, Directors.

## GOVERNMENT AFTER CERTAIN OFFENDERS

Persons Who Buy Soldiers' Clothes Are Subject to Heavy Penalty.

For giving a thirsty soldier \$5 with which to buy "booze" and taking his overcoat as security, Grace Fuller, after a hearing before United States Commisjury investigation under \$400 bond.

Hop Sing, proprietor of a Chinese res-

Hop Sing proprietor of a Chinese restaurant, 117 South Main street, was brought into the commissioner's office on that charge. It developed that more exidence was against Grace Fuller than the Chinaman and the case against him was dismissed.

A number of saloonkeepers found themselves entangled with Uncle Sam on the same charge Wednesday, when Deputy Marshals Riley and Snith served notice on them that their appearance was desired in Commissioner Baldwin's office. Among those arrested were L and J. Soloman, proprietors of the saloon at 212 South State street.

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The saloonkeepers found themselves of the saloon at 212 South State street.

The saloonkeepers found themselves was made through Little & Little. Mr. Lee intends to make a trip to California extending over a month to California extending ov

street.

The salocakeepers pleaded not guilty and were allowed to go on their own recognizance, to appear Monday before the commissioner. It is probable that they will be bound over for grand jury

they will be bound over for grand jury investigation.

The penalty for the seemingly slight offense of purchasing government clothes from a soldier is extreme. The fine ranges from \$1000 to \$5000 and Uncle Sam may then sue in the Federal court for a judgment of \$2000 and the value of the clothing purchased.

The practice of buying overconts and such garments from the soldiers at Fort Douglas is thought by the officers at the post to have been carried on for some time—at least they think it has been carried on long enough and they are determined to put a stop to it.

Breeden Office Supply Co. for transfers for letter files and led-gers. Office systems, 60 West Sec-

In the Eyes of the Wise

Vienna Bakery bread is always the best." Ask your grocer for it.

# HINES AGAIN

The effort which a number of the friends of Frank Hines is making to bamboozle Mayor Bransford into consenting to continue the shameful adminis-tration of the water department, calls fresh attention to the swa calls fresh attention to the sus picton attaching to the desire of the superintendent of the water works to retain his place. cent living in the salary. He said he did not want the place if the Council did not increase the council and not increase the pay. The salary is but \$125 a month. Hince's friends say he is a high-class man. That he is worth fully \$3000 a year, But for rome unexplained reason they are trying to keep him in a \$1500 job.

in a \$1500 job.

It is hard to reconcile the pretentions with the salary. Almost as hard as to find some
one who can give an intelligent
reason why the city should be
burdened for two years longer
with Hines's inefficiency and
neglect of the people's intercets.

A strong fight is being made on the Mayor because it leaked out that he was not satisfied with the present administration. with the present administration. The effort in behalf of the \$3000 man who wants another lease on that \$125 office is such as to cause Salt Lakers to sit up and take notice. Mayor Bransford doubtless feels the force of the fight for the superintendent. He wants to do the right thing by the city. He is being arged that the only right thing to do is to retain a man who has made a miserable failure of the office, who has bluffed his incompetency through three or four administrations, and who has organized a few of his friends into a whirlwind finish in the hope of carrying the Mayor off his feet. It is difficult to understand it, but many good men have been persuaded to join in the onslaught. Nine-tenths of the Americans of Salt Lake, if their wishes could be consulted, would ask for or advise a change. They have taken it for granted that the retaining of Hines has long since passed the unthinkable stage. They do not want the party loaded down with his arcompetency through three

stage. They do not want the party loaded down with his ar-rogance, incompetency, barroom buffoonry and indifference to his duties. They have that faith in the new administration that in the new administration that it will speedily clean house of all objectionable or incompetent officials. And The Tribune does not believe they will be disappointed. But it is eminently proper for every American to express his disapproval of the effort to force the Mayor to a position that will embarate a position that will embarate. into a position that will embar-rass both him and his party.

rass both him and his party.

The Tribune recently called attention to the manner in which the Rio Grande railway system had been favored. A moter was installed after a lapse of four and a half years. That meter at once told the tale of shameless favoritism. It registered, we are informed. It registered, we are informed, a quantity of water used that was so out of proportion to the amount the company had been paying for, that the water works department now has the au-dacity to say that the meter is "out of 6x" and that the flat rate of \$210 a mouth will be coninued until the meter register, 'satisfactorily!'

Now, that is the limit! Be-hind it lies a condition that no honest man will condone. The Tribune is informing itself and means to give the facts to the public. It may be of interest to the public to know that the meter placed on a brewery, after complaint by The Tribune, shows an increased revenue, through usage of water, of 50 per cent.

# SOUTH AFRICAN BUYS MORE ZION PROPERTY

Adds Four - Thousand - Dollar Purchase to Previous Investments; to Spend \$50.000.

S. D. Lee, a wealthy automobile manufacturer of Johannesburg, Africa, who recently made purchases of property here amounting to \$30,000, has returned from a short visit to the East, and signalized stoner Baidwin, was bound over for grand his return by investing \$4100 in a piece realty on Third South and Eighth

To Inspect Resorts.

The Board of Education proposes to learn how many children are attending the various amusement resorts in the city as well as to investigate the sanitary conditions at the resorts. To this end Alma C. Clayton, truant officer for the board, has been directed by Super-intendent Christensen to visit all such places and make a report.

Card of Thanks.

I wish to extend my sincere thanks and gratitude to the members of the G. A. R. and to the many kind friends who lovingly extended their services and sympathy in the recent bereave-ment of my husband. Florence La Bells and children ment of my hus Belle and children.

DeWitt's Carbolized Witch Hazel Salve is especially recommended for piles. Sold by Anstee-Brice Drug Co., 44 Main street.

McCoy's Stables. Carriages and light livery. Phones 31.

# TRYING TO FORCE M. & M.'S BIG PLANS AUTHORITIES AFTER FOR COMING YEAR

Holds Annual Meeting and Discusses Measures for Betterment of State.

WILL FIGHT ROYALLY PARCELS POST SCHEME

Reports of President and Secretary Are Read and Directors Elected.

ers and Merchants' association held Wednesday, was one of the most enthusiastic and instructive ever held. The at-tendance was large and the reports of the president and treasurer showed that the association was in an unusually good financial condition, with \$1300 in the treasury and no outstanding obligations. The past year has been one of extraordinary growth and attention has been given to the boosting of Utahmade goods in every way, with important results.

Orson H. Hewlett, in his annual report, said in part "Our association has been making an active fight against the mall order system, which has gained such inroads in the intermeuntain country, and we have made a healthy sentiment among the people to support their home merchants in preference to sending their money to the big mall order houses of Eastern cities. There is no doubt but that they could compete all the time against the mail order houses, provided the people would be willing to pay each to their home merchants as freely as they do to the mail order houses.

Association Excursions

Association Excursions.

"The association bxcursions,
"The association has made several
"Get Acquainted" excursions during the
past year which have done much good,
and have brought the business interests
of the State closer together. The next
trip will be made in February to Provo,
for the purpose of meeting the people of
Utah county, and also of giving a good
starter toward the opening of the Provo
woolen mills.

Freight rates are altogether too high "Freight rates are altogether too high and there should be a more determined effort among the business interests for a substantial reduction. Denver, Los Angeles and nearly all Western cities have freight bureaus and a competent traffic man in charge, so that they are receiving benefits all the time and are gradually taking trude territory which rightfully belongs to this section.

Selt Lake Bureau

Salt Lake Bureau.

"This association has taken up this matter and sent out letters to the business interests with the object of finding out whether the necessary support can be secured to maintain a good traffic bureau in this city. The responses are coming in quite freely and we hope before long to have a traffic department which will secure to this city and State the same advantages which other places are now receiving."

which will secure to this city and State the same advantages which other places are now receiving.

Lon J. Haddock, secretary of the association, spoke of the necessity of having an organization to bring together the various manufacturing interests of the State in such a way that they might cooperate for the good of the community and of the State Speeches were made on the benefits of the association by Mr. Huntze of the De Bouzek-Huntze Engraving company, Frederick Crager of the Crager Wire and Iron works, and Mr. Tuckett of the Tuckett Candy company, Mr. Hamren, manager of the Western Moline Plow company spoke of the good work that was being done by the association and of the feeling of good fellowship it engendered, which was often lacking among manufacturers in many of the Eastern States.

A vote of thanks and appreciation was extended to the retiring president, Mr. Hewiett, for his splendid service as an officer of the association. The following directors were elected to succeed those retiring. George Austin, William G. Lambert, Will R. Sibley, Frederick Crager and William Silver, the first three being re-elected. Refreshments were served and the meeting broke up at a late hour.

Pictures Free.

Our east window is full of pictures unframed. Select the picture you like and we will frame it for you, charging only for the frame. Midgley-Bodel Co., 33 East First South.

# KOOYMAN ASKS WRIT OF HABEAS CORPUS

Says He Was Illegally Incarcerated, Being Arrested Without Warrant.

Cornelius Kooyman has tired of life at the county jail and sighs for freedom Cornelius was recently retired from participating in the active affairs of life, for threatening to kill his divorced wife for threatening to kill his divorced wife, for the simple reason that she refused to return to him. He was arrested, tried, found guilty and turned over to the tender care of Sheriff Emery.

Tuosday Kooyman filed an application for a writ of habeas corpus. He contends that his fine and imprisonment are illegal, for the alleged reason that he was arrested without any warrants of errors.

arrested without any warrant of arrest, December 16, 1907, and without any pro-December 16, 1907, and without any pro-cess of law while he was in the peace of the county of Salt Lake and State of Utal. Kooyman also sets out he has not in his possession a copy of any war-rant, commitment, or other process of law in the case, and does not know where he can find any. Therefore he is unable to set the same out in his appli-cation.

### SAYS ESTABLISHMENT IS AN AURIFEROUS BRICK

Carl C Friedman filed an action against J. B. McCarty, of the McCarty Hat and Parislan Tailoring company, in the Third District court, Wednesday, asking for an accounting and the appointment of a receiver. Friedman, who is a stockholder in the company, alleges that facts were misrepresented to him when he bought into the corporation.

The misrepresentation, Friedman says The misrepresentation. Friedman says, was in the matter of the company's liabilities. Friedman asks that John S. Relio be appointed receiver.

Advance Sheets of Statutes. The advance sheets of the revised stat-

utes of Itah have been issued for use by the State officers. The first volume, with the advance sheets, comprises 500 pages, while the complete volume will contain 1600 pages. The members of the commission in charge of the work are James T. Hammond and Grant H. Smith.

# BOWEN AND BAKER

Two New Complaints Filed Against Each Man: Status of Cases.

New complaints were filed against Richard A. Baker and Art Bowen, charged with the robbery of and murderous assault upon Edward Green and Mike Globenfelt, junk dealers, in a lonely place near the fair grounds. The two complaints filed against each of the prison-

plaints filed against each of the prisoners Tuesday will be dismissed, probably. In all, there now are five complaints against each defendant.

Each prisoner is charged in feur separate complaints with robbing and assaulting each of the junk dealers with deadly weapons with intent to kill.

Howen is charged in separate complaints with robbing Globenfeit of \$68 and Green of \$50. In two other separate complaints Baker is charged with robbing Globenfeit and Green of similar amounts, respectively. In still two other different complaints Baker is charged with assaulting Green and Globenfeit with a hammer and a stick, and in still other complaints Bowen is similarly charged.

The maximum pensity for each offense charged is twenty years. Should the prisoners he found guilty of each of the offenses alleged, the total sentence might be eighty years, or a life term.

Bowen and Baker will likely be re-

offenses alleged, the total seatence night be eighty years, or a life term.

Bowen and Baker will likely be re-arraigned before Judge Dichl this morn-ing. The ball in each case, now fixed at \$2500 each, may be increased.

Policeman Bob Golding is the complain-ant, as he is in the other complaints on which the prisoners were held to answer to the District court.

## OPEN LETTER ISSUED TO PEOPLE OF UTAH

It Is Designed to Encourage Interest in the Dry Farming Congress.

The first day for the holding of the Trans-Mississippi Dry Farming congress in Salt Lake is now only two weeks off. Arrangements are being made by the management for a meeting that shall management for a meeting that shall fitly represent the importance of the dry farming movement to the State of Utah and to those States of the intermountain region in which there are large areas of semi-arid land, which, it has been demonstrated, can be rectained from its desert condition and made to produce crops of all kinds. Many experts of the Agricultural department at Washington, D. C., have signified their intention of being present, and prominent men who are in-

cuitoral department at Washington, D. C., have signified their intention of being present, and prominent men who are interested in the movement are expected from other States. Every day letters and telegrams are received from mon declaring their intention to be present and agreeing to read papers dealing with some particular phase of the dry farming movement with which they are familiar.

The official call to the congress was sent out on December 4. On January 1 a special call was zent to the newspapers of the intermountain country and to the prominent men of this region, urging upon them the necessity of attending the convention. An open letter, which has just been issued by the president of the congress to the people of this State, calls attention to the great advantages of the coming congress to the State and urges upon the people the utmost interest in order to make the affair as successful as it should be.

Loose Leaf Devices. Tribune-Reporter Ptg. Co., 66 W. 2nd So.

Blank Book Making. Tribune Reporter Pig. Co., 66 W. 2nd So.

Legal Blanks. Good Printing. Tribune Reporter Ptg. Co., 66 W. 2nd So. ANSWERS ARE FILED IN

SMELTER SMOKE CASES

Two long answers were filed with the clerk of the Federal court. Wednesday, by the Utah Consolidated Mining company, the American Smelting and Refining company the United States Smelting company and the Bingham Copper and Gold Mining company to suits brought in the names of Julius Stephenson and John P. Pehrson, farmers, who prayed for a judgment for damage caused by smoke emitted by the smelters of these companies.

panies.

The answers allege that the complaints misrepresent the condition of affairs, and that while smelter smoke, carried by a current of wind, may have occasionally reached the farms of the plaintiffs mentioned, the detrimental elements of the smoke had been diffused in the air.

Let Mrs. Omara teach the children to skate on rollers at the Auditorium on Richards street during their vacation. Rink open morning, afternoon and svening; 10c will admit with skates children under 14 to any morning ses-

### COASTING "SCHOONER" HITS WAGON AND HURTS BOY

One of the first serious coasting acci-dents of the season was reported Wednesday.

Raiph McClane, 14 years old, while consting down the incline new P street about 11 o'clock Wednesday merning, collided with a delivery wagon and broke his leg. He was taken to St. Mark's

collided with less taken to call his leg. He was taken to call hospital.

On the large "schooner" that carried McClane down the grade were Harry Hilton, son of Policeman "Billy" Hilton, and two or three other boys. Hilton and the others jumped, seeing a collision was insultable, but young McClane could not before it struck the cation.

Judge Armstrong will hear the matter get off the sled before it struck the at 2 o'clock Thursday afternoon.

Card of Thanks.

Mr. and Mrs. T. A. Horne, Jr., de-sire to express their heart-felt grati-tude to their friends for the many kind attentions shown their recent bereavement.

San Juan Boys Good. San Juan county has nothing but good little boys and girls, according to the re-port of Wilmer Bronson, Juvenile court probation officer, which reached Governor Cutler Wednesday. Mr. Bronson says not a single case has been before the court.

KODOL is the best remedy known to day for dyspepsia, indigestion and all troubles arising from a disordered stomach. It is pleasant, prompt and thorough. Sold by Anstee-Brice Drug Co., 44 Main street.

Every loaf of ROYAL BREAD comes from the cleanest bakery in the

# FORTUNE SMILES AS DEATH REAPS

R. M. Johnson, on Eve of Becoming Affluent, Passes Into Great Beyond.

HUNDRED THOUSAND DOLLARS HIS ESTATE

Distinguished Career of Old Newspaper and Mining Man Is Ended.

oney estimated at \$125,000 for mining property that had been in litigation for years, R. M. Johnson, 75 years old, was ound dead in his bed at the Halls hotel State and Third South streets, about t o'clock Tuesday night. Death was d to heart trouble. Mr. Johnson's two sons. in Chicago, will inherit the fortune. Long ago, when both were youths and blood coursed hotly through their veins R. M. Johnson, later a familiar figure upon the streets of Salt Lake for years, and his brother quarreled in their uone in Chicago. The latter came West and staked out mining claims in Nevada, near

Upon the eve of receiving a sum

and his brother quarreled in their uome in Chicago. The latter came West and staked out mining claims in Nevada, near the dividing line between that State and Utah. To work the claims Johnson got assistance from the Charles A. Short family of this city, with the tacit understanding, at least, that at his death the bulk of the property was to go to the Shorts, it is told. When Johnson lay down to die, however, he relented and sent for his brother in the East. On the deathbed a reconciliation was effected between the long-estranged brothers, and the mining property of the dying man was deeded to R. M. Johnson.

Begins Long Litigation.

Begins Long Litigation. Begins Long Litigation.

Disputes ensued over the property, it appears, and most, if not all, went is the Short-Elliott interests, because assessment work on the claims was not done. Johnson was offered \$25,000 for his contested interest in the Jennie Gold Mine company, but refused the offer, feeling it was not big enough. He then brought suit in southwestern Utah, but was defeated. He appealed the case, and the litigation was on when a settlement was reached by the consummation of a deal, Tuesday, whereby Johnson was to receive, it is said, \$125,000 in installments, within the next ten days, for his interest.

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Mr. Johnson received the word of the settlement by telephone at the hote Tuesday afternoon and appeared mucleiated. As he was not feeling well, however, he went to his room early. When his physician called upon him about 10 o'clock that evening to see how he was gotting along, he found his lifeless body, shrouded in night clothes, in his bed.

Mr. Johnson was graduated from Indiana university in the 50s, and later was an editorial writer for a Chiengo newspaper. He leaves two sons in Chicago who are prominent. One has been connected with the immense Marshall Field establishment for twenty years, while the other is employed with the Diron Lead Pencil company. Horace M. Johnson, the latter, will be here Friday to return with the body to Chicago for burial.

Mr. Johnson also was interested in the

Mr. Johnson also was interested in t Snowflake mining property at Fay, Ne W. U. SUPERINTENDENT

ON INSPECTION TOUR General Superintendent T. P. Cook of the Western Union, with headquarters at Chicago, accompanied by his assistant, L. McKisick and S. E. Leonard, superintendent of the company's offices at Denver, is at the Knutsford, where he will remain for several days. Mr. Cook is making his usual yearly tour of inspection. He said conditions generally in the East, more particularly financial and telegraphic, were especially dull and that the effect of the recent stringency was being felt. The present facilities in the West, he said, were adequate for the needs of the company.

Chicago Cleaning Co.

Ladies' and Gents' clothes cleaned, dyed and repaired. No connection with any other firm in city.

Removed to 37 P. O. Place, four doors west of P. O. Bell Fone 2607, Ind. Fone 2083.

### 'GOOD" INDIANS NOW AT COLORADO RESERVATION

Gov. Cutler is in receipt of letters from San Juan county, announcing that the Ute Indians, who recently left their reservation, just across the line in Colorado, and assumed a threatening attitude toward stockmen, have returned to their homes, under the leadership of John Benow. The matter of the Indians leaving their reservation has been taken up with the Government and steps will be taken to prevent them from again desires so.

### SEND REFRACTORY LAD TO INDUSTRIAL SCHOOL

William Buchanan was sent to the State Industrial school at Ogden. Wednesday, by order of the Jurenile court. Buchanan has been under sentence for some time, in the hope that he might show signs of reformation, but the boy continued in his cvil ways and it was deemed best to send him up. Buchanan was a member of a gang to boys who secured messenger caps and defrauded merchants and others out a merchandise.

Century Printing Co., Salt Lake's printers, 165-167 Sout West Temple. Best work at fal

### PERSONAL MENTION

C. P. Castle of Ely is in Suit Lake City for a few days. W. C. Moran of Las Vegas, Nev-registered at the Cullen. W. K. Murdock, one of Utah's pro-nent mining men, is a visitor from Sto-ton.

Message to Council. Mayor Bransford will present a me sage to the City Council next Mond evening, but in view of the fact that I annual reports will not be in for son days yet, the message will be a nrelit inary one, to be followed by a fuller o later in the month.

DeWitt's Little Early Risers are the best pills known. Sold by Anstee Brid Drug Co., 44 Main street.

Tired of Married Life. Maude Groshell, alleging that her huband. Edward Groshell, deserted her D cember 29, 1902, and has since falled support her, has filed an action for d vorce in the Third District court. The were married in this city, July 28, 1897.

Vienna Bakery. Makers all kinds of Bread. Ask 75